

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

UNITED STATES OF AMERICA	:	
	:	
v.	:	1:17CR259-2
	:	
MARK ELLIOTT ROSBERG	:	

MOTION BY THE UNITED STATES OF AMERICA
FOR A DETENTION HEARING

NOW COMES the United States of America and respectfully moves for a detention hearing in the above-captioned case and in support thereof states to the Court the following:

The defendant in the above-captioned case is charged in a petition and warrant authorized by this Court, per United States District Judge William L. Osteen, Jr., with violating the conditions of supervised release imposed by this Court following conviction for drug conspiracy, in violation of Title 21, United States Code, Section 846. Pursuant to Fed. R. Crim. P. 32.1(a)(6) and 46(d) and 18 U.S.C. § 3143, there is a presumption of detention in cases of alleged supervised release violations.

In addition, the nature and circumstances of the instant alleged supervised release violation and the above-captioned defendant's criminal record indicate the existence of:

☒ a. a serious risk that the defendant will flee; or

☒

b. a serious risk that the defendant will endanger the safety of any other person or the community; or

☐

c. a serious risk that the defendant will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate or attempt to threaten, injure, or intimidate a prospective witness or juror.

☐

d. Other matters: _____
_____.

WHEREFORE, the United States respectfully requests that the Court hold a detention hearing in the above-captioned case and that it continue the detention hearing for a reasonable period of time from the date of the defendant's first appearance before a judicial officer to allow the United States to prepare.

This, the 23rd day of May, 2023.

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